IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.7467 OF 2005

V.T.Nandkumar Applicant

versus

The State of Maharashtra & anr. Respondents

ALONG WITH
CRIMINAL APPLICATION NO.7468 OF 2005

V.T.Nandkumar Applicant

versus

The State of Maharashtra & ors. Respondents

Mr.A.H.H.Ponda, adv. for applicants.
Mr.R.Y.Mirza - APP for State in 7467/2005
Mrs.S.D.Shinde - APP for State in 7468/2005.
Mr.Pranav Badhekar for R-4 in 7468/2005.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 13th December 2005

PC :

1. Heard Shri Ponda appearing for applicants and Shri Mirza & Mrs.S.D.Shinde - learned APPs for State as well as Shri Badhekar for respondent no.4.

2. After hearing Shri Ponda and perusing the order of learned Magistrate with his assistance I am of the view that there is no case made out for cancellation of bail granted to the accused vide order dated 17th October 2005 and 29th October 2005 respectively.

3. However, the learned Magistrate while granting bail has observed that the transaction between BEPL and SPL is of civil nature. The learned Magistrate has also found substance in some of the contentions of learned counsel for the accused. These pertain to obligations of the parties to the contract. Needless to state that all such observations are necessarily made for the purposes of disposal of applications for grant of bail and can never influence the Court while trying the case. Similarly, they will not hamper further investigation by the investigating agency. With these observations applications are dismissed.

(S.C.DHARMADHIKARI, J.)